

# **City of Franklin Addendum No. 4 to**

**Purchasing Office Solicitation No.: 2014-019**

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1. Solicitation identified: This Addendum No. 4 applies to the following procurement:  
**professional master planning services for development of a comprehensive parks & recreation 10-year needs assessment**  
**Purchasing Office Solicitation No.: 2014-019**
2. Legal notice publication date: **March 6, 2014**
3. Request for Qualifications release date: **March 7, 2014**
4. Addendum No. 1 release date: **March 14, 2014**
5. Addendum No. 2 release date: **March 24, 2014**
6. Addendum No. 3 release date: **March 27, 2014**
7. Deadline for optional submittal in writing of questions seeking to revise or clarify any aspect of this procurement solicitation: **April 1, 2014, 2:00 p.m. Central Time**
8. Addendum No. 4 release date: **April 2, 2014**
9. Response submittal deadline and scheduled opening: **April 10, 2014, 2:00 p.m. Central Time**
10. Tentative date of release of City's tabulation of response submittals received and notice of intent to award: **May 23, 2014**
11. Tentative date of award: Meeting of Board of Mayor and Aldermen at which is tentatively scheduled to be awarded the selection of the best qualified responsive and responsible potential service provider: **June 10, 2014**
12. Addendum:  
In reference to the City of Franklin's March 7, 2014 Purchasing Office Solicitation No. 2014-019 for parks master planning consulting services, as revised per Addendum No. 1 issued March 14, 2014, Addendum No. 2 issued March 24, 2014, and Addendum No. 3 issued March 27, 2014, the City has been asked certain additional questions about the solicitation by one or more vendors who are potential service providers.

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The purpose of this Addendum No. 4 is to provide to all vendors who are known or thought to be interested in responding to the referenced solicitation the City's responses to the questions that have been asked since issuance of Addendum No. 3.

Please note that the submittal deadline and scheduled opening of all submittals received remains unchanged and is:

**April 10, 2014, 2:00 p.m. Central Time**

Below are the additional questions asked since issuance of Addendum No. 3, and the City's responses thereto:

Q1: Section 5, entitled "Confidentiality and Proprietary rights," of the City's Standard Procurement Terms and Conditions includes the following provision:

In exchange, Vendor agrees to indemnify, defend, and hold harmless City for any claims by third parties relating thereto or arising out of (i) the City's failure to disclose such documents or information required to be disclosed by law, or (ii) the City's release of documents as a result of City's reliance upon Vendor's representation that materials supplied by Vendor (in full or redacted form) do not contain trade secrets or proprietary information, provided that the City impleads Vendor and Vendor assumes control over that claim.

We need explanation as to what you are seeking to accomplish with this provision.

A1: With this provision, the City is protecting any relevant legal rights available to it. If clarification is desired as to the meaning of the provision, we recommend you seek such clarification from legal counsel to your firm.

Q2: Section 17, entitled "Default," of the City's Standard Procurement Terms and Conditions includes the following provision:

If Vendor fails to perform or comply with any provision of these Standard Procurement Terms and Conditions, or of any contract, agreement or other document which these Standard Procurement Terms and Conditions may accompany, then the City ... (iv) may hold the defaulting vendor liable for all damages provided by law, including cost of cover.

We need explanation as to what you are seeking to accomplish with this provision.

A2: With this provision, the City is protecting any relevant legal rights available to it. If clarification is desired as to the meaning of the provision, we recommend you seek such clarification from legal counsel to your firm.

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13. Acknowledge receipt of addendum: Respondents shall acknowledge receipt of this addendum on the Response Submittal Form in the space to the right of the text on that form that reads, "Receipt acknowledged of any and all issued addenda to this solicitation."
14. Questions: The deadline for optional submittal in writing of questions seeking to revise or clarify any aspect of this procurement solicitation has now passed. To ask questions of a procedural nature, please contact:  

City of Franklin Purchasing Office  
Franklin City Hall, Suite 107  
109 3<sup>rd</sup> Ave. South  
Franklin, TN 37064  
[purchasing@franklinton.gov](mailto:purchasing@franklinton.gov)  
Tel: 615/550-6692  
Fax: 615/550-0079
15. Communication with City during procurement phase: Any questions about either the content of or the procurement process pertaining to this procurement solicitation should be addressed as described above. Until the procurement award has been made, vendors shall not communicate about either the content of or the procurement process pertaining to this procurement solicitation with any official, employee or other representative of the City except through the City's Purchasing Office. The City reserves the right to disqualify any vendor that initiates unauthorized communication with the City during the procurement phase.